



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Washington, D.C. 20460

JAN 22 1998

OFFICE OF
CIVIL RIGHTS

RETURN RECEIPT REQUESTED

IN REPLY REFER TO:

Robert Guild, Esq.
314 Pall Mall
Columbia, South Carolina 29201

OCR File No.
15R-97-R4

Re: Anniston Army Depot Title VI Complaint

Dear Mr. Guild:

The Office of Civil Rights (OCR) has received the Title VI complaint that Richard Condit filed with the U.S. Environmental Protection Agency (EPA) against the Alabama Department of Environmental Management (ADEM). The complaint was filed on behalf of Serving Alabama's Future Environment (SAFE), (b) (6), the Sierra Club, and the Chemical Weapons Working Group (CWWG) concerning ADEM's issuance of a Hazardous Waste Facility Permit for a chemical weapons incinerator at the Anniston Army Depot near Anniston, Alabama.

This letter is to notify you that OCR cannot accept this complaint for investigation. EPA's Title VI regulations require that a complaint be filed within 180 days of the alleged discriminatory act. 40 C.F.R. 7.120(b)(2). The complaint, dated December 18, 1997, was received by EPA December 22, 1997, 182 and 186 days, respectively, after ADEM issued the Anniston permit.

EPA's Title VI regulations, however, also provide that EPA may waive the 180-day time limit for good cause. If you would like to apply for a waiver, you may direct your request in

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

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To <i>Capt. Chin-zan Plotner</i>	From <i>Mike Mattheisen</i>
Dept./Agency	Phone # <i>202-564-7272</i>
Fax # <i>703-696-2940</i>	Fax #

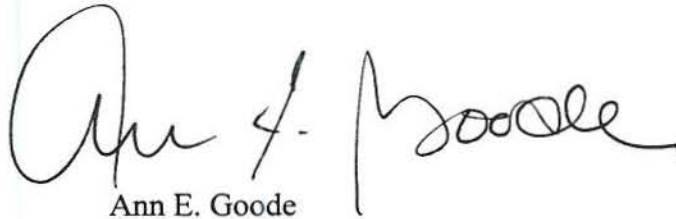
NSN 7540-01-317-7368

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GENERAL SERVICES ADMINISTRATION

writing to this office. If you have any questions, please contact Sharon Holmes in OCR at this address or by phone on (202) 260-4575.

Sincerely,

A handwritten signature in black ink, appearing to read "Ann E. Goode". The signature is fluid and cursive, with the first name "Ann" being the most prominent part.

Ann E. Goode
Director

cc: Alabama Department of Environmental Management
Office of the Executive secretariat
EPA Region 4
Office of General Counsel
Office of Environmental Justice
Anniston Army Depot